

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
ANDREW JAMES,

Petitioner,

-against-

JOSEPH T. SMITH, Superintendent,  
New York State Department of  
Corrections,

Respondent.  
-----X

JUDGMENT  
06-CV- 6441 (JG)

**FILED**  
**IN CLERK'S OFFICE**  
**JUR E.D.N.Y.**  
**MAR 27 2008**  
**P.M.**  
**RECEIVED**

A Memorandum and Order of Honorable John Gleeson, United States District Judge, having been filed on March 20, 2008, denying the petition for a writ of habeas corpus; and ordering that no Certificate of Appealability shall issue; it is

ORDERED and ADJUDGED that petitioner take nothing of the respondent; that the petition for a writ of habeas corpus is denied; and that no Certificate of Appealability shall issue.

Dated: Brooklyn, New York  
March 26, 2008

S/ROH

ROBERT C. HEINEMANN  
Clerk of Court